

1 **Ashley M. Gjovik, JD**

2 *Pro Se Plaintiff*

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10 **UNITED STATES DISTRICT COURT**

11 **NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION**

12 **ASHLEY GJOVIK, an individual,**

13 Plaintiff,

14 v.

15 **APPLE INC, a corporation,**

16 Defendant.

17 **Case No. 3:23-cv-04597-EMC**

18 **Judge:** Honorable Edward M. Chen

19 **Case Filed:** September 7 2023

20 **Notice Filed:** November 19 2023

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22 **PLAINTIFF'S NOTICE OF INTENT**

23 **TO FILE OPPOSITION TO**

24 **DEFENDANT'S PARTIAL MOTION**

25 **TO DISMISS**

26

27 **PLAINTIFF'S NOTICE OF INTENT**

28 **TO FILE 2ND AMENDED COMPLAINT**

29

30 **NOTICE**

31 1. The Defendant, Apple Inc, has filed a Partial Motion to Dismiss on November 16

32 2023 arguing some of Gjovik's claims "fail to state a claim upon which relief can be granted."

33 [Docket #30].

34 2. Plaintiff, Ashley Gjovik, submits this Notice of Intent to file Opposition and

1 supporting memorandum, in Opposition to Apple’s Motion to Dismiss, and a proposed order to
2 deny Apple’s motion, by or before the deadline previously stipulated with Defendant and
3 approved by Magistrate Judge Beeler, which is December 21 2023. [Docket #9, 12].¹

4 3. Gjovik also submits this Notice of Intent to file a second Amended Complaint as a
5 matter of course, by or before the deadline previously stipulated with Defendant and approved
6 by Magistrate Judge Beeler, which is December 21 2023. [Docket #9, 12].²

7 4. While this is not a Securities Fraud case, because the SOX and Dodd-Frank
8 whistleblower claims revolve around Gjovik's allegations of securities fraud, Plaintiff will attach
9 Judge Chen's Standing Order # 10 chart completed and as an attachment.³ Plaintiff will also
10 attach another copy of Judge Chen's Standing Order # 10 chart to document allegations in the
11 Defendant's convicted/settled DOJ Securities Fraud cases noted as RICO Predicate Acts.

12 || Respectfully submitted,



By _____

Ashley M. Gjovik, J.D.
Pro Se Plaintiff

Dated: November 19 2023

²⁰ ²¹ ²² ¹ “Plaintiff may file a Second Amended Complaint on or before December 21, 2023, regardless of whether or not it is in response to a motion by Defendant in response to Plaintiff’s First Amended Complaint … if Defendant responds to the First Amended Complaint with a motion and if Plaintiff chooses to file a Second Amended Complaint under Rule 15 of the Federal Rules of Civil Procedure, then Plaintiff will do so on or before December 21, 2023, and Defendant will file a Response to the Second Amended Complaint on or before January 18, 2024.”

*23 “Plaintiff may file a Second Amended Complaint on or before December 21, 2023, regardless
24 of whether or not it is in response to a motion by Defendant in response to Plaintiff’s First
25 Amended Complaint ... if Defendant responds to the First Amended Complaint with a motion
26 and if Plaintiff chooses to file a Second Amended Complaint under Rule 15 of the Federal Rules
of Civil Procedure, then Plaintiff will do so on or before December 21, 2023, and Defendant will
file a Response to the Second Amended Complaint on or before January 18, 2024.”*

³ Judge Chen's Standing Orders: <https://www.cand.uscourts.gov/wp-content/uploads/judges/chen-emc/Standing-Order-Civil-General-REVISED-12-1-2022.pdf>